

Notice of Allowability

Application No.

09/903,262

Examiner

Sean P. Shechtman

Applicant(s)

KITO ET AL.

Art Unit

2125

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 8 March 2005.
2. ☒ The allowed claim(s) is/are 1 and 7.
3. ☒ The drawings filed on 13 October 2004 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

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DETAILED ACTION

1. Claims 1 and 7 are presented for examination. Claims 1 and 7 have been amended.

Claim Rejections - 35 USC § 112

2. Rejections withdrawn due to the amendment.

Claim Rejections - 35 USC § 103

3. Rejections withdrawn due to the amendment.

Allowable Subject Matter

4. Claims 1 and 7 are allowed.

The following is an examiner's statement of reasons for allowance:

While Kikuchi teaches two cleaning processes to be executed on two different times and dates and Kikuchi teaches a control panel with a display.

And, Barnes teaches receiving operational information indicative of desired operational modes and times for successive operations, wherein a user is visually conveyed information concerning these operations in a display, wherein the visual display indicates the amount of time until the start of the next operation during the current operation, wherein the display also indicates the operational mode for each of the operations prior to the starting of the next operation.

Neither Kikuchi nor Barnes, taken either alone or in obvious combination disclose a commercial fryer having all the claimed features of applicant's instant invention, specifically including: "a means for setting a maintenance time of each of a plurality of maintenance items wherein a user arbitrarily sets a weekly or monthly time cycle of maintenance for executing each of said maintenance items and a calendar date for a standard date of said time cycle", wherein

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informing means informs “said user when each calendar date occurs for executing each one of said maintenance items set by said maintenance time setting means” and “said informing means displays a predetermined sign on an operating panel of said commercial fryer”. It is for these reasons that applicant’s invention defines over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

5. The prior art or art made of record and not relied upon is considered pertinent to applicant's disclosure.

The following patents or publications are cited to further show the state of the art with respect to tracking maintenance functions with a display and calendar feature for a refrigerator.

U.S. Pub. No. 2003/0010043 to Ferragut, II.

The following patents or publications are cited to further show the state of the art with respect to a cooking utensil with a two week timer capability for a cooking function.

U.S. Pat. No. 4,884,626 to Filipowski.

The following patents or publications are cited to further show the state of the art with respect to maintenance for a commercial fryer.

U.S. Pat No. 5,942,269 to Casey et al.

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6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sean P. Shechtman whose telephone number is (571) 272-3754.

The examiner can normally be reached on 9:30am-6:00pm, M-F.

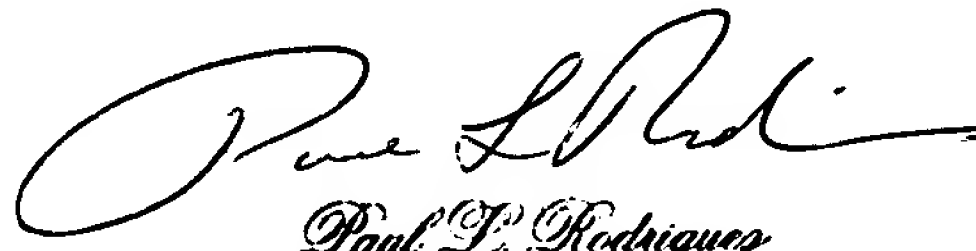
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Leo P. Picard can be reached on (571) 272-3749. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SPS

Sean P. Shechtman

May 18, 2005

 5/19/05
Paul L. Rodriguez
Primary Examiner
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